

SUPREME COURT OF ILLINOIS

FRIDAY, JANUARY 18, 2013

THE COURT MADE THE FOLLOWING ANNOUNCEMENTS:

MISCELLANEOUS RECORD

M.R.25613 - In re: Kwadwo Jones Armano. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Kwadwo Jones Armano, who has been disciplined in the State of Missouri, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.25621 - In re: Albert Max Wanninger. Disciplinary Commission.

The petition by respondent Albert Max Wanninger for leave to file exceptions to the report and recommendation of the Review Board is denied. Respondent is suspended from the practice of law for three (3) years and until further order of the Court retroactive to the date of respondent's interim suspension on August 3, 2011, as recommended by the Review Board.

Order entered by the Court.

M.R.25622 - In re: Caryn H. Nadenbush. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Caryn H. Nadenbush is suspended from the practice of law for ninety (90) days and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within one (1) year of the Court's final order of discipline.

Suspension effective February 8, 2013.

Respondent Caryn H. Nadenbush shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25623 - In re: Dwight Lee Shoemaker. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Dwight Lee Shoemaker is suspended from the practice of law for thirty (30) days and until he makes restitution to the residual beneficiaries of the Olga Lowry Estate, or their successors in interest, in the amount of their proportional share of \$21,850.

Suspension effective February 8, 2013.

Respondent Dwight Lee Shoemaker shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25644 - In re: Monica Lee Willis. Disciplinary Commission.

The Administrator of the Attorney Registration and Disciplinary Commission having filed an answer excepting to the petition of Monica Lee Willis for restoration to active status pursuant to Supreme Court Rule 759, the petition and answer are referred to the Hearing Board which shall hear the matter.

Order entered by the Court.

M.R.25670 - In re: Hala Souman. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Hala Souman is suspended from the practice of law for five (5) months.

Suspension effective February 8, 2013.

Respondent Hala Souman shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25671 - In re: Barry Allan Footlick. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Barry Allan Footlick is suspended from the practice of law for six (6) months and until he pays restitution to the law firm of Sanford Kahn, Ltd. in the amount of \$2,400.

Suspension effective February 8, 2013.

Respondent Barry Allan Footlick shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25672 - In re: Joseph R. Pigato. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Joseph R. Pigato is suspended from the practice of law for thirty (30) days.

Suspension effective February 8, 2013.

Respondent Joseph R. Pigato shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25673 - In re: Kevin J. Barry. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Kevin J. Barry is suspended from the practice of law for sixty (60) days.

Suspension effective February 8, 2013.

Respondent Kevin J. Barry shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25676 - In re: Everett Walton. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Everett Walton, who has been disciplined in the States of Hawaii and Oregon, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.25677 - In re: Leslie Gayle Spira. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Leslie Gayle Spira, who has been disciplined in the State of Arizona, is reprimanded in the State of Illinois.

Order entered by the Court.

M.R.25678 - In re: Daniel James Briegel. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Daniel James Briegel, who has been disciplined in the State of Missouri, is suspended from the practice of law in the State of Illinois for two (2) years and until further order of the Court, with the suspension stayed in its entirety by a three (3) year period of probation, subject to the same conditions imposed by the Supreme Court of Missouri.

Respondent Daniel James Briegel shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.25679 - In re: Steve Anthony Kubiowski. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Steve Anthony Kubiowski is suspended from the practice of law for one (1) year and until further order of the Court.

Order entered by the Court.

M.R.25694 - In re: Theodore Lajuan Durham. Disciplinary Commission.

The motion by the Administrator of the Attorney Registration and Disciplinary Commission to approve and confirm the report and recommendation of the Hearing Board is allowed, and respondent Theodore Lajuan Durham is suspended from the practice of law for one (1) year and until further order of the Court.

Order entered by the Court.

M.R.25702 - In re: G. Ronald Kesinger. Disciplinary Commission.

The petition by respondent G. Ronald Kesinger for leave to file exceptions to the report and recommendation of the Review Board is denied. Respondent is suspended from the practice of law for six (6) months and the Administrator of the Attorney Registration and Disciplinary Commission is directed to closely monitor respondent's compliance with Supreme Court Rule 764, as recommended by the Review Board.

Suspension effective February 8, 2013.

Respondent G. Ronald Kesinger shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25712 - In re: Gerald Laurence Gold. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Gerald Laurence Gold is suspended from the practice of law for three (3) years and until further order of the Court, with the suspension stayed after six (6) months and until respondent successfully completes the terms of his criminal sentence, including parole and probation, by a two (2) year period of disciplinary probation subject to the following conditions:

a. Respondent shall abstain from the usage of alcohol and any unprescribed controlled substances;

b. Respondent shall, as required by the Administrator, submit to random substance testing by a qualified mental health professional or facility approved by the Administrator, within eight (8) hours of receiving notice by the Administrator that he shall submit to the testing. The results of the tests shall be reported to the Administrator. Respondent shall pay any and all costs of such testing;

c. Respondent shall attend meetings as scheduled by the Commission probation officer. Respondent shall submit quarterly written reports to the Commission probation officer concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation;

d. Respondent shall participate in a 12-step program such as Alcoholics Anonymous, by attending at least three (3) meetings per week for one (1) year, and two (2) meetings per week for the second year. Respondent is to maintain a log of his attendance at the meetings and submit it to the Administrator with his quarterly reports;

e. Respondent shall maintain a sponsor in the 12-step program and shall provide the name, address and telephone number of the sponsor to the Administrator within fourteen (14) days of being placed on probation. Respondent shall request that the sponsor communicate with the Administrator in writing on a quarterly basis regarding respondent's participation and progress in the 12-step program and report any lapses in sobriety or usage of unprescribed controlled substances to the Administrator within seventy-two (72) hours of his knowledge of that usage;

f. Respondent shall participate in a course of treatment with a licensed alcohol counselor or other alcohol counseling program acceptable to the Administrator, such as those administered by the Lawyer's Assistance Program, once a week for the first year, and bi-weekly for the second year, and shall comply with all treatment recommendations of the counselor;

g. Respondent shall provide the counselor with appropriate releases authorizing those treating professionals or counselors to (1) disclose to the Administrator on at least a quarterly basis information pertinent to the nature of respondent's compliance with any treatment plan; (2) promptly report to the Administrator respondent's failure to comply with the plan; and (3) respond to any inquiries by the Administrator regarding respondent's mental or emotional state or compliance with the treatment plan;

h. Respondent shall report to the Administrator any lapse in his sobriety or usage of any unprescribed controlled substances within seventy-two (72) hours of that usage;

i. Respondent shall comply with the provisions of Article VII of the Illinois Supreme Court Rules on Admission and Discipline of Attorneys and the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

j. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773 and shall reimburse the Commission for any further costs incurred during the period of probation;

k. At least thirty (30) days prior to the termination of the period of probation, respondent shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct;

l. Respondent shall notify the Administrator within seven (7) days of any arrest or charge alleging his violation of any criminal or quasi-criminal statute or ordinance;

m. Respondent shall notify the Administrator within fourteen (14) days of any change of address; and

n. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The three (3) year period of suspension shall commence from the date of the determination that any term of probation has been violated and shall continue until further order of the Court.

Suspension effective February 8, 2013.

Order entered by the Court.

M.R.25713 - In re: Philip William Collins III. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Philip William Collins III is suspended from the practice of law for sixty (60) days and until further order of the Court, with the suspension stayed in its entirety by a three (3) year period of probation, subject to the following conditions:

a. Respondent shall abstain from the usage of any and all cannabis, alcohol, illegal drugs, and non-prescribed controlled substances;

b. Respondent shall attend meetings as scheduled by the Commission probation officer and shall submit quarterly written reports to the Commission probation officer concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation;

c. Respondent shall, upon request by the Administrator, submit to random substance testing by a mental health professional or facility approved by the Administrator, within eight (8) hours of receiving notice by the Administrator that he shall submit to the testing. The results of the tests shall be reported to the Administrator. Respondent shall pay any and all costs of such testing;

d. Respondent shall continue to participate in Alcoholics Anonymous or other 12-step program approved by the Administrator by attending at least two (2) meetings per week. Respondent is to maintain a log of his attendance at the meetings and submit it to the Administrator with the quarterly reports required in sub-paragraph (b), above;

e. Respondent shall maintain a sponsor in the 12-step program. Respondent shall provide the name, address and telephone number of the sponsor to the Administrator within fourteen (14) days of being placed on probation;

f. Respondent shall be responsible for ensuring that the sponsor communicates with the Administrator, in writing, on a quarterly basis regarding respondent's participation and progress in the 12-step program, including any lapses in sobriety or usage of cannabis or any non-prescribed controlled substances or illegal drugs;

g. Respondent shall report any lapses in his sobriety or usage of cannabis or any non-prescribed controlled substance or illegal drug to the Administrator within seventy-two (72) hours of that usage;

h. Respondent shall notify the Administrator within fourteen (14) days of any change of address, any change in treatment professionals, 12-step programs, or 12-step program sponsors;

i. Respondent shall participate in a course of treatment with a psychotherapist and an addiction counselor acceptable to the Administrator and shall comply with all treatment recommendations of the psychotherapist and counselor. The frequency and duration of treatment shall be determined by the psychotherapist, the addiction counselor and respondent;

j. Respondent shall provide his therapist and addiction counselor with appropriate releases authorizing those treating professionals to (1) disclose to the Administrator on at least a quarterly basis information pertinent to the nature of respondent's compliance with any treatment plan; (2) promptly report to the Administrator respondent's failure to comply with the plan; and (3) respond to any inquiries by the Administrator regarding respondent's mental or emotional state or compliance with the treatment plan;

k. Respondent shall comply with the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

l. Respondent's practice of law shall be supervised by a licensed attorney acceptable to the Administrator, and respondent shall provide the name and address of that attorney to the Administrator. Respondent shall authorize the supervising attorney to provide a report in writing to the Administrator, no less than once every quarter, regarding the nature of respondent's work, the number of cases being handled by respondent, and the supervisor's general appraisal of respondent's continued fitness to practice law;

m. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773 and shall reimburse the Commission for any further costs incurred during the period of probation;

n. Within the first six (6) months of being placed on probation, respondent shall attend and successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar;

o. Probation shall be revoked if respondent is found to have violated any of the terms of probation. The sixty (60) day period of suspension shall commence from the date of the determination that any term of probation has been violated and shall continue until further order of the Court; and

p. Probation shall terminate without further order of Court provided that respondent complies with the above conditions.

Respondent Philip William Collins III shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct prior to the termination of the period of suspension/probation.

Order entered by the Court.

M.R.25714 - In re: Robert Stuart Pinzur. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Robert Stuart Pinzur is censured and required to successfully complete the Attorney Registration and Disciplinary Commission Professionalism Seminar within one (1) year of the entry of the Court's final order of discipline.

Order entered by the Court.

M.R.25715 - In re: David G. Stokes. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent David G. Stokes, who has been disciplined in the State of Wisconsin, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.25738 - In re: Kevin Gerard Nedved. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Kevin Gerard Nedved is suspended from the practice of law for two (2) years and until further order of the Court, with the suspension stayed after six (6) months by a two (2) year period of probation subject to the following conditions:

a. Respondent shall, within the first ninety (90) days of entry of the Court's order, enroll in a law office management program sponsored by or through the Cook County, Chicago or other Bar Association and shall upon enrollment notify the Administrator, in writing, of the name of the attorney with whom respondent is assigned to work. Respondent shall successfully complete the law office management program at least thirty (30) days prior to the end of the probation term;

b. Respondent shall authorize the attorney assigned to work with him in the law office management program to: (1) disclose to the Administrator on a quarterly basis, by way of signed reports, information pertaining to the nature of respondent's compliance with the law office management program and the above-described conditions; (2) promptly report to the Administrator respondent's failure to comply with any part of the above-described conditions; and (3) respond to any inquiries by the Administrator regarding respondent's compliance with the above-described conditions;

c. Respondent shall attend meetings scheduled by the Commission probation officer as requested by the Administrator. Respondent shall submit quarterly written reports to the Administrator concerning the status of his practice of law and the nature and extent of his compliance with the conditions of probation;

d. Respondent shall attend and successfully complete the ARDC Professionalism Seminar within the first year of probation, if not previously completed. If respondent has previously completed the seminar, he shall provide a copy of the certificate of completion within thirty (30) days of the entry of this order;

e. Respondent shall abstain from the usage of any and all alcohol and all unprescribed controlled substances;

f. Respondent shall, upon request by the Administrator, submit to random substance testing by a mental health professional or facility approved by the Administrator, within eight (8) hours of receiving notice by the Administrator that he shall submit to the testing. The result of the tests shall be reported to the Administrator. Respondent shall pay any and all costs of such testing;

g. Respondent shall participate in Alcoholics Anonymous or other 12-step program geared towards professionals and approved by the Administrator by attending at least one (1) meeting per week. Respondent is to maintain a log of his attendance at the meetings and submit it to the Administrator with his quarterly reports;

h. Respondent shall maintain a sponsor in the 12-step program. Respondent shall provide the name, address and telephone number of the sponsor to the Administrator within fourteen (14) days of being placed on probation;

i. Respondent shall be responsible for ensuring that the sponsor communicates with the Administrator, in writing, every three (3) months regarding respondent's participation and progress, including any lapse in sobriety or usage of controlled substances or illegal drugs;

j. Respondent shall report any lapse in sobriety or usage of a nonprescribed controlled substance or illegal drug to the Administrator within seventy-two (72) hours of that usage;

k. Respondent shall notify the Administrator within fourteen (14) days of any change of address, and any change in treatment professionals, 12-step programs, or 12-step program sponsor;

l. Respondent shall participate in a course of treatment for at least a year with a licensed substance abuse therapist acceptable to the Administrator. Respondent shall meet with the therapist at least biweekly for the first six (6) months of treatment and at least monthly for the final six (6) months. Respondent shall comply with all treatment recommendations of the therapist;

m. Respondent shall provide to his therapist an appropriate release authorizing the treating professional to: (1) disclose to the Administrator on at least a quarterly basis information pertinent to the nature of respondent's compliance with any treatment plan; (2) promptly report to the Administrator respondent's failure to comply with the plan; and (3) respond to any inquiries by the Administrator regarding respondent's mental or emotional state or compliance with the treatment plan;

n. Respondent shall comply with all treatment recommendations of Patricia Meaden, Ph.D., and Dr. Michael Denison, M.D., or such other qualified psychologist/psychiatrist, including taking medications, if prescribed;

o. Respondent shall provide to Dr. Meaden, Dr. Michael Denison and/or such other health professional an appropriate release authorizing the treating professional: (1) to disclose to the Administrator on a quarterly basis information pertaining to the nature of and respondent's compliance with any treatment plan established with respect to respondent's condition; (2) to promptly report to the Administrator respondent's failure to comply with any part of an established treatment plan; and (3) to respond to any specific inquiries by the Administrator regarding respondent's mental or emotional state or compliance with any established treatment plan;

p. Respondent shall notify the Administrator within fourteen (14) days of any change in treatment professionals;

q. At least thirty (30) days prior to the termination of the period of probation, respondent shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from his conduct;

r. Respondent shall comply with the Illinois Rules of Professional Conduct and shall timely cooperate with the Administrator in providing information regarding any investigations relating to his conduct;

s. Respondent shall reimburse the Commission for the costs of this proceeding as defined in Supreme Court Rule 773 and shall reimburse the Commission for any further costs incurred during the period of probation;

t. Probation shall be revoked if respondent is found to have violated any of the terms of his probation. The remaining period of suspension shall commence from the date of the determination that any term of probation has been violated and shall continue until further order of the Court; and

u. Probation shall terminate without further order of the Court provided that respondent complies with the above conditions.

Suspension effective February 8, 2013.

Order entered by the Court.

M.R.25740 - In re: Barry M. Orlyn. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose reciprocal discipline pursuant to Supreme Court Rule 763 is allowed, and respondent Barry M. Orlyn, who has been disciplined in the State of California, is disbarred in the State of Illinois.

Order entered by the Court.

M.R.25741 - In re: Lisa M. Crawford. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Lisa M. Crawford is suspended from the practice of law for six (6) months.

Suspension effective February 8, 2013.

Respondent Lisa M. Crawford shall reimburse the Client Protection Program Trust Fund for any Client Protection payments arising from her conduct prior to the termination of the period of suspension.

Order entered by the Court.

M.R.25774 - In re: John Wesley Wyatt. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent John Wesley Wyatt is censured.

Order entered by the Court.

M.R.25775 - In re: Tammy Lynn Norek. Disciplinary Commission.

The petition by the Administrator of the Attorney Registration and Disciplinary Commission to impose discipline on consent pursuant to Supreme Court Rule 762(b) is allowed, and respondent Tammy Lynn Norek is censured.

Order entered by the Court.